

ADR

E-FILING

1 William K. Swank (CA State Bar No. 72873)
2 wswank@steptoe.com
3 Lawrence P. Riff (CA State Bar No. 104826)
4 lriff@steptoe.com
5 Laurence F. Janssen (CA State Bar No. 147471)
6 STEPTOE & JOHNSON LLP
7 633 West Fifth Street, Suite 700
8 Los Angeles, CA 90071
9 Telephone: (213) 439-9400
10 Facsimile: (213) 439-9599

11 Stephen A. Fennell (to be admitted *pro hac vice*)
12 sfennell@steptoe.com
13 STEPTOE & JOHNSON LLP
14 1330 Connecticut Avenue, NW
15 Washington D.C. 20036
16 Telephone: (202) 429-8082
17 Facsimile: (202) 429-3902

18 Attorneys for Plaintiffs and the Proposed Class

19 FILED
20 MAY 17 2012
21 RICHARD W. WILKINSON
22 CLERK, U.S. DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA

PSG

24 UNITED STATES DISTRICT COURT
25 NORTHERN DISTRICT OF CALIFORNIA

26 Case No. CV 12-02549

27 NOTICE OF PENDENCY OF OTHER
28 ACTIONS (LOCAL RULE 3-13(a))

JOHN DUGAN, AURORA DUGAN, and
MATTHEW TAPSCOTT, each individually and
on behalf of all others similarly situated,

Plaintiffs,

v.

LLOYDS TSB BANK, PLC, a bank organized and
existing under the laws of the United Kingdom,

Defendant.

1 TO THE COURT AND ALL PARTIES APPEARING OF RECORD:

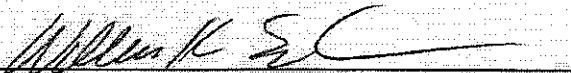
2 Pursuant to Local Rule 3-13, counsel for Plaintiffs hereby gives notice of the following pending
 3 actions in the Superior Court of California for the Counties of Los Angeles and Riverside, which involve
 4 a material part of the same subject matter and substantially all of the same parties involved in this action.
 5 These proceedings should be coordinated with this action to avoid conflicts, conserve resources, and
 6 promote an efficient determination of this action. The cases are:

7 1. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. BC 474017, Los Angeles County
 8 Superior Court, 111 N. Hill St., Los Angeles, CA 90012, Dept. 20 (Hon. Kevin C. Brazile);,
 9 2. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. BC 474019, Los Angeles County
 10 Superior Court, 111 N. Hill St., Los Angeles, CA 90012, Dept. 20 (consolidated for all purposes with
 11 Case No. BC 474017 before the Hon. Kevin C. Brazile); and
 12 3. *Lloyds TSB Bank, PLC v. Michael J. Kilroy*, Case No. INC 1202040, Riverside County
 13 Superior Court, 46200 Oasis St., Indio, CA 92201, Dept. 2H (collectively, the “State Actions”).

14 Defendant Kilroy in the State Actions is a member of the proposed Class in this action, and the
 15 claims and cross-claims in the State Actions arise out of the same “Dual Currency Loan Documents”
 16 (defined in the Complaint) that are the subject of this action. Specifically, Lloyds TSB Bank, PLC, the
 17 defendant in this action, initiated the State Actions to enforce the Dual Currency Loan Documents
 18 against Defendant Kilroy. Defendant Kilroy is challenging the enforceability of the Dual Currency
 19 Loan Documents based on substantially the same wrongdoing alleged in this action, and has filed Cross-
 20 Complaints against Lloyds asserting substantially the same claims against Lloyds that are the subject of
 21 this class action.

22 Dated: May 16, 2012

23 STEPTOE & JOHNSON LLP

24
 25 By: 
 26 William K. Swank
 27 Attorneys for Plaintiffs and the Class